

JUL. 1. 2004 4:23PM

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NO. 9169 P. 1

1761

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**PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION**

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TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

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**FACSIMILE COVER SHEET**

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JUL 01 2004

**TO:** The Honorable Commissioner                   **FROM:** David H. Brinkman  
Attention: Drew E. Becker  
Art Unit 1761

**Fax No.:** (703) 872-9306                   **Phone:** (513) 241-2324

**Date:** July 1, 2004                   **Fax:** (513) 241-6234

**Pages (including cover page):** 9

**Re:** U.S. Serial No. 09/904,151 MULTI-TIER ROTARY GRILL  
Attorney Docket No. GME-137

**ATTACHMENTS/COMMENTS: OFFICIAL**

Please deliver to Drew E. Becker  
Response Transmittal (3 pages)  
Response (5 pages)

**CERTIFICATE OF FACSIMILE TRANSMISSION**

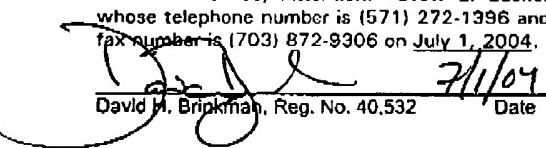
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I hereby certify that this correspondence is being deposited via facsimile to The Honorable Commissioner in the United States Patent and Trademark Office, Attention: Drew E. Becker whose telephone number is (571) 272-1396 and fax number is (703) 872-9306 on July 1, 2004.

  
David H. Brinkman, Reg. No. 40,532

7/1/04  
Date

JUL 01 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Evans et al.  
Serial No.: 09/904,151  
Filed: July 12, 2001  
Confirmation No.: 2466  
Group Art Unit: 1761  
Examiner: Becker, Drew E.  
Title: MULTI-TIER ROTARY GRILL  
Atty Docket: GME-137

OFFICIAL

Cincinnati, Ohio 45202

July 1, 2004

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

RESPONSE TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2.  Small Entity status is claimed.  
 Other than a Small Entity.
3. The fee has been calculated as shown below:

Page 1 of 3

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	24	MINUS	24	= 0	x \$9	\$0	x \$18	\$0
INDEP.	4	MINUS	4	= 0	x \$43	\$0	x \$86	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$145	\$0	+ \$290	\$0	
TOTALS				TOTAL FEE	\$0	TOTAL FEE	\$0	

- ★ If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ★☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- ★☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

X No additional fee for claims is required.

4. Attached is a check in the sum of \$\_\_\_\_\_.

\_\_\_\_\_ Please charge my Deposit Account No. 23-3000 in the amount of  
\$\_\_\_\_\_.  
A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

(a) \_\_\_\_\_ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension <u>(months)</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
one month	\$ 110.00	\$ 55.00
two months	\$ 420.00	\$210.00
three months	\$ 950.00	\$475.00
four months	\$1,480.00	\$740.00

Attached is a check in the amount of \$\_\_\_\_ for the three month extension fee as required by 37 C.F.R. § 1.17(c).

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

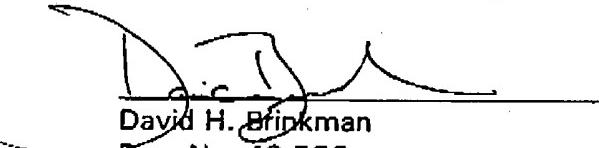
An extension for \_\_\_\_ months has already been secured and the fee paid thereof of \$\_\_\_\_ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$\_\_\_\_.

OR

- (b)  Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- If any additional fee for claims or extension of time is required, charge Account No. 23-3000. A duplicate of this transmittal is attached.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.



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